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7 **UNITED STATES DISTRICT COURT**
8 **DISTRICT OF NEVADA**

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10
11 PAMELA J. LADD,

12 Plaintiff(s),

13 v.

14 KELLY SERVICES, INC.,

15 Defendant(s).
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2:13-cv-02319-RCJ-NJK

**REPORT & RECOMMENDATION OF
UNITED STATES MAGISTRATE
JUDGE**
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18 Plaintiff Pamela J. Ladd is proceeding in this action *pro se*. Because the Court granted
19 Plaintiff's request to proceed *in forma pauperis*, the Court screened the complaint pursuant to 28
20 U.S.C. § 1915(e). Docket No. 3. The Court found that Plaintiff's complaint was deficient because
21 Plaintiff failed to state a claim for which relief could be granted. *Id.* at 3-5. The Court granted
22 Plaintiff leave to amend her complaint, requiring that an amended complaint be filed no later than
23 January 28, 2014. *Id.* at 5. The Court indicated that "[f]ailure to comply with this Order will result
24 in the recommended dismissal of this case, without prejudice." *Id.* On January 30, 2014, Plaintiff
25 filed a motion to extend that deadline. Docket No. 5. Also on January 30, 2014, the Court granted
26 that motion and ordered that the amended complaint be filed no later than February 20, 2014.
Docket No. 6. The Court indicated that "[n]o further extensions will be granted." *Id.*

27 To date, the Court has not received an amended complaint or an additional motion to extend
28 the deadline for filing one.

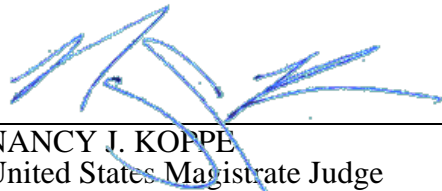
1 Accordingly, **IT IS THE RECOMMENDATION** of the undersigned United States
2 Magistrate Judge that this case be **DISMISSED** without prejudice.

3 **NOTICE**

4 Pursuant to Local Rule IB 3-2 **any objection to this Report and Recommendation must**
5 **be in writing and filed with the Clerk of the Court within 14 days of service of this document.**

6 The Supreme Court has held that the courts of appeal may determine that an appeal has been waived
7 due to the failure to file objections within the specified time. *Thomas v. Arn*, 474 U.S. 140, 142
8 (1985). This circuit has also held that (1) failure to file objections within the specified time and (2)
9 failure to properly address and brief the objectionable issues waives the right to appeal the District
10 Court's order and/or appeal factual issues from the order of the District Court. *Martinez v. Ylst*, 951
11 F.2d 1153, 1157 (9th Cir. 1991); *Britt v. Simi Valley United Sch. Dist.*, 708 F.2d 452, 454 (9th Cir.
12 1983).

13 DATED: February 27, 2014

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17 NANCY J. KOPPE
18 United States Magistrate Judge
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